

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF:

Hidetoshi NARUKI

SERIAL NO.: 10/067,143



GROUP:

EXAMINER:

FILED: February 4, 2002

FOR: METHOD FOR PROCESSING AND REPRODUCING AUDIO SIGNAL AT
DESIRED SOUND QUALITY,.....REDUCED DATA VOLUME OR ADJUSTED
OUTPUT LEVEL.

PETITION

Assistant Commissioner of Patents
& Trademarks
Washington, DC 20231

SIR:

Applicant has received a Notice To File Missing Parts Of Nonprovisional Application dated March 5, 2002 in the above-identified case stating that the filing fee is missing. The enclosed Response to Notice To File Missing Parts (P31LARGE/REV03) rectifies this matter by again authorizing the filing fee to be deducted from Deposit Account No. 01-1944.

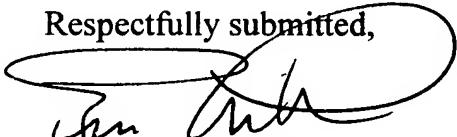
However, the Notice To File Missing Parts also states that pages 70 and 106 of the specification appear to have been omitted from the application. Hence, applicant is filing this Petition as applicant contends that a complete application containing a 119-page specification was deposited in the U.S. Patent and Trademark Office on February 4, 2002, as evidenced by the enclosed copy of the return receipt

postcard and transmittal letter. Also, applicants file-copy of the specification is complete, including pages 70 and 106.

Therefore it is respectfully submitted that, upon separation of the application in the United States Patent Office, pages 70 and 106 were inadvertently misplaced. Accordingly, applicant is also enclosing herewith another copy of each of page 70 and 106 of the specification so that the Patent Office copy of the application is complete.

The petition fee of \$130.00 under 37 CFR 1.17(h) should be deducted from Deposit Account No. 01-1944 but it is respectfully requested that this fee be refunded as applicant believes that a complete application was filed in the United States Patent Office.

Respectfully submitted,



Eugene Lieberstein
Reg. No. 24,645

ANDERSON, KILL & OLICK
1251 Avenue of the Americas
New York, New York 10020-1182
(212) 278-1000

MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed: Commissioner of Patents & Trademarks, Washington, DC 20231 on May 6, 2002.



Date: May 6, 2002